

REMARKS

The action of July 17, 2003, requires election among seven groups of claims:

- I. Claims 1, 19, 20, 24-26, 28, 48, 70 and 72-85, drawn to triazines;
- II. Claims 1-18, 24-48, 70 and 72-85, drawn to pyrimidines;
- III. Claims 1, 24-26, 28, 48, 70 and 72-85, drawn to pyridines;
- IV. Claims 1, 22-28, 48, 70 and 72-85, drawn to benzenes;
- V. Claims 49-69, drawn to pharmaceutical compositions comprising a compound according to claims 1 and 28 and an additional active ingredient;
- VI. Claims 86-90 drawn to pyrimidine intermediates; and
- VII. Claims 91-94 drawn to benzo-fused intermediates.

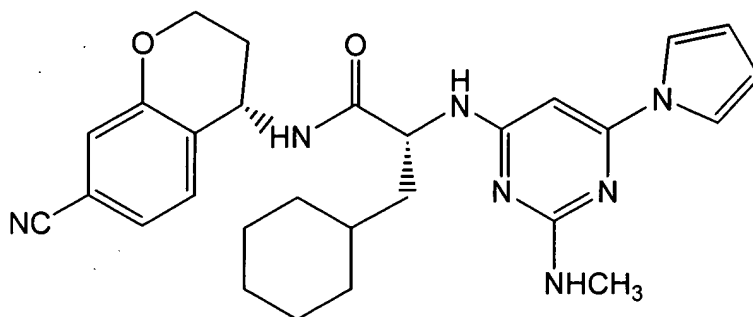
Applicant hereby elects Group II (pyrimidines) without traverse as to Groups I, III, IV, VI and VII, but with traverse as to Group V. Applicants urge that, if the claims of Group II are allowable, the claims of Group V, being dependent from the claims of Group II, would also be allowable, and the subject matter is so closely related between those two groups that a single search and examination can be made without serious burden (MPEP §803.02). Applicants have canceled the non-elected claims and have amended the generic claims to restrict them to pyrimidines. Applicants have also canceled claims 2 and 29, which are rendered superfluous by the amendments to claims 1 and 28. The dependencies of claims that formerly depended from 2 and 29 have been corrected.

The Office Action of July 17 also requested an election of species. In the course of inspecting the application to choose the species for election, applicants have discovered that the last part of Table 1, from page 148 to page 175 of the parent PCT did not get carried over into the instant continuation filed January 14, 2002. The continuation incorporates the earlier PCT/US00/19185 by reference. Therefore, applicants have amended the present application

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to include the structures on pages 148 to 175 of the PCT. The single structure on page 163 of the continuation as filed (the last page of the table) was the first structure on page 148 of the PCT. Applicants have included with this response a declaration by the practitioner that the amended material is the same material incorporated by reference [see MPEP §608.01(p)].

Applicants hereby elect the species identified as 919420 on page 163.23 of the amended specification:



This species is read upon by claims 1, 3-6, 9, 11, 24, 28, 30-33, 37 and 38, as well as pharmaceutical composition claims 48-69 and method claims 70 and 72-85.

Respectfully submitted,

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